#### PRICE TWO CENTS.

## SHONTS STICKS TO HIS GUNS

INTERBOROUGH NOT WILLING TO CHANGE ITS OFFER.

But Its President and Andrew Freedman Hasten to See the Mayor, Who Says That All the City Wants Is an Operator who Will Offer Favorable Terms.

President Shonts of the Interborough Company didn't seem much disturped vesterday by the statement of Porough President McAneny that unless the Interborough Company consented quickly to the modifications suggested by the conference committee of the Public Service Commission and of the Board of Estimate of the plans he would favor the Brooklyn Rapid Transit's offer

Mr. Shonts, in addition to a formal he and his company intended to stand pat and would not agree to the demand made by Mr. McAneny that the company in return for the franchises it is asking should consent to pool the net profits of its present and projected lines and that there should be an equal division of these profits between the city and the company. Mr. Shonts is willing to pool the profits of the new lines, but not those of the exist | Divine ing lines. The Brooklyn Rapid Transit Company is willing that the net profits of its present lines and of the old lines which will be thrown into the new system shall be equally divided between the comnany and the city after all deductions fund and interest charges.

There was to have been another confer ence yesterday between the Public Service Commission and the representatives of the Board of Estimate, but because of the continued illness of President McAneny the head of the Board of Estimate's committee, the conference was postponed

Although President Shonts of the Inteperough Company sought vesterday to the impression that the attitude of Mr. McAneny did not trouble him he and Andrew Freedman, a director of the Interborough Company, were at the City Hall early yesterday and had a long talk with the Mayor. None of the three would answer any questions concerning what happened at the conference, bu the Mayor does not feel that Mr. McAneny s committed to the B. R. T. plan. Mayor Gaynor issued this statement

routes are built have to be built by the city and owned by the city and that the city he negotiations now going on are to get a so vast an undertaking are immense, but When the triborough route was put hope we get an operator on good We have nothing else in view. existing companies will not come to an one of us care who the company may be

President Shonts said yesterday that the offer his company had made was the only one formally before the authorities and he added that the \$30, 000,000 which had been pledged by the syndicate which was prepared to finance the company in building the new lines suggested by the company was still at the disposal of the company. Mr. Shonts was not inclined to talk about the negotiations, and then added:

We are still adherent to the word we gave as gentlemen not to discuss anything that went on in the conferences, but if after all that we have done we are told that there is another performer in the feld and they crack their whip at us and tell us to jump through the hoop 'quick and particularly high,' why then we are going to wait until at least we see the spangles on the other performer before we say whether we will or not."

Borough President McAneny gave out this statement at his home yesterday:

What I have had to say about the subway situation is not to be considered as meaning that I have reached a conclusion as to where the contracts should go or that any the fact that the proposition of the Brookdeveloped in conference offers a promising alternative, and that the city is in a better position than it has been at any time in the past to compel satisfactory results. The committee still has to hear the Brooklyn ompany with relation to certain details of the proposition not as yet completed, thiefly those that have to do with the financial considerations. One or two more sea these. At the same time we shall call back the officers of the Interborough hen be prepared to make our report to the Board of Estimate, but what its conclusions or recommendations will be it will be im-

The Interborough has as yet made n formal representations to the committee in regard to the use of Broadway as part of B. R. T. plan. The members of both the committee and the Public Service Commishowever, unanimous in their udgment that no agreement could or should be made on behalf of the city that would bind it to give or not to give Broadway to any particular company. As Mr. Willcox put it in one of our conferences, the proposition to make any condition for or against one party as a sine qua non of the accept-ance of the offer of the other would be in-

t is proper to add that there has been no appearance of minority spirit in the conferences at any time. Excepting in a few matters of detail, none of which have ined the important principles of the dishe modifications to be pressed upon the Interborough t ompany and as to the treatent of the situation generally.

President Willcox of the Public Service

Commission had this to say: It is to be borne in mind that the B. R. T osition was not presented as an alternae to the proposition submitted by the orough, nor could it be so regarded. In the early stages of the conference it pointed out to the officers of the B. R. T. hat inasmuch as their proposal included be triborough route from Brooklyn as far street in Manhattan, they should consider the operation of the entire tri-

borough route through Manhattan into The Bronx. This suggestion was acceded to, and during the last three or four conferences terms and conditions of such operation have been discussed generally and informally.

Nothing can be said as to a final decision on the subway situation pending the decisions of the Interborough and the B. R. T. upon the modifications deemed necessary by the conferees to the propositions made by the two companies. It is obvious that no proposition from any one company be considered which is based upon a stipu-lation that all other companies must be excluded from a particular territory. Such a condition would not be tolerated from any

#### A BISHOP TO RESIGN.

Dr. Mackay-Smith Says He Will Give Up

His Duties a Year Hence. PHILADELPHIA, April 18.-The Right Rev. Alexander Mackay-Smith announced to-day his intention to resign his jurisdiction as Bishop of the Protestant Episcostatement he gave out, made it clear that pal diocese of Pennsylvania. He also announced that at the diocesan convention next month he will ask for the election of a bishop coadjutor and one suffragan bishop.

The official announcement of these changes to come is made in the pastoral communication which Bishop Mackay-Smith caused to be sent out from the church house to-day before he left for New York city to participate in the dedi-cation of the Cathedral of St. John the

The news of Bishop Mackay-Smith's decision to resign his jurisdiction within a year after the consecration of a bishop but not to those who have known of the physical condition the Bishop has stood all day yesterday and through a night on leave of absence. If Mr. Wilson goes state of his health. Despite his impaired have been made on both sides for sinking at his post, and since last October, when he resumed his duties, after a year's absence in Europe for the benefit of his health, he has not missed an episcopal

The announcement of the Rishon as to what assistants he will ask for at the coming convention is of great interest in Episcopal circles. Until now it was not known whether he desired a bishop coadjutor or a suffragan bishop, or both, or wo suffragans.

Bishop Mackay-Smith was the first bishop coadjutor in this diocese. Bishop Bowman was known as assistant bishop to Bishop Alonzo Potter, and so later was Bishop Stevens. Bishop Whitaker was assistant bishop to Bishop Stevens until the latter's death.

## SERMON LEADS TO SUIT.

School Committeeman Asks \$10,000 Damages for Alleged Slander. NEW HAVEN, April 18 .- In the Superio Court the trial of William Hassett against

the Rev. Father John H. Carroll for \$10,-090 was begun to-day.

The plaintiff is a business man in Wal-

lingford and a member of the school committee, and was formerly Selectman and Burgess. Father Carroll is pastor of the Holy Trinity Catholic Church there. The bas

for the suit was a sermon delivered in

If 1900 by Father Carroll in which he vigorously assailed the town officials. A copy agreement another company may be formed. Of this sermon was read to the court. According to the statement of the plain. tiff Father Carroll told his congregation that Hassett, as school commissioner. had put several members of Father Carroll's congregation in a school building that was so unsanitary that "any self-

> suicide before spending an hour in that pigsty. said in his sermon that Hassett acted on the idea that "any old thing" was good enough for Irish constituents and that never did an Orangeman or an A. P. A. treat the Lord's anointed as this man has

respecting American pig would commit

done. The answer to the complaint, filed the attorneys for the priest, admitted the deliverance of the sermon, but denied that the statements were false and malicious It was also held in the answer that the defendant believed what he said to be true.

#### DANVILLE VOTES STILL SOLD. Election Fraud Grand Jury Hears Money Used at Polis Yesterday.

DANVILLE, Ill., April 18 .- Will C. Lewother member of the conference committee man, the Republican candidate for Mayor, has I have, however, wished to emphasize was elected to-day over Louis Platt, the man, the Republican candidate for Mayor. Citizens candidate, by a majority of 171 in one of the closest elections ever held in this city.

The election was watched by the vote probe Grand Jury, which is now in session, and during the day many reports reached that body that money was being spent illegally. Subpænas were issued for Tom Dallas, George MoJilton and John Cherry, all prominently identified with the Demo crats. These subpænas were to be returned forthwith, but when they were served no attention was given to them

Later in the afternoon Foreman Wood yard asked why the witnesses had not appeared and he was directed to Judge Kimbrough. It was learned that the court had deserted the bench and was busy with the election, so that it was impossible to have attachments issued.

There were fights about the polls during the day and three arrests were made for illegal voting. This information will be furnished to the Grand Jury to-morrow and it is expected that indictments will be returned.

## CHEATING AT EXAM? Stenographer Says the Test Work Was

An anonymous letter addressed by a stenographer to Presiding Justice Ingraham of the Appellate Division and to Gov. Dix says that at the examination of unanimous in their conclusions as candidates for Supreme Court stenographer held here by the State Civil Ser vice Commission on March 31 and April 1 the 300 candidates were divided into four batches and the same matter was dictated to each batch. Whereupon, he says one of the men who attended in the first batch sold transcripts from his notes for \$75 apiece to four men who took the dictation test examination next day. He suggests that the examination should be declared void and that less careless

#### methods should be adopted "Taft as Good as Renominated."

CINCINNATI. April 18. Charles Nagel. Secretary of Commerce and Labor. in Cincinnati to-day on his way to Wash-ington from Champagne. Ill., where he spoke last night. Nage! eschewed national politics except to say that Pres-ident Taft is as good as renominated.

## REBELS VANISH IN THE NIGHT

ALL THEIR CARTRIDGES GONE, THEY ABANDON AGUA PRIETA.

Shout to U. S. Troops That They'll Come

AGUA PRIETA, Sonora, Mexico, April 18. -It was evident from the appearance of the Agua Prieta streets this morning when the Federals entered after the rebels had silently stolen out during the night that the raking fire poured into the town yesterday had been more effective than the rebels admitted. Fifty bodies were lying in the streets, buildings were perforated and many adobe residences were sheltering wounded non-combatants.

including several women and children. The condition of the people is pitiful. The town is not well supplied with provisions, but as the port has been reopened here it will not be difficult to supply them. The Red Cross people attempted to go across this morning, but were not permitted to enter the town.

Spectators on top of the Douglas city hall at 10 o'clock reported seeing through to the President. field glasses Federal soldiers going over the battlefield where they attacked the of unusually low temperature. It is more than likely that the Federals were in fact burying the dead.

Col. Rinaldo Diaz, in command in Agua Prieta, made it his first act this FISTICUFFS IN LEGISLATURE. morning to place a strong patrol of Yaqui Indians along the international line. They have orders to permit no one to pass over. The American troops are patrolling this side and have the same

The Arizona militia, held under arms since Sunday, were dismissed this morning. More United States cavalry have arrived and the force is now sufficient to handle any situation. The President's message to Gov. Sloan cleared the atmosphere and leading citizens approve the

James T. Williams of Tucson, one of the United States messengers who took the ultimatum to the Federal army before the battle and a former attaché at the an opportunity to say several things he could not have uttered on his own initiative. He has now stated the situation along the horder clearly and has defined the United States position, giving reasons which must restore greater ence among Americans and tend to on the danger of rash and ill advised actions in time of stress, like the last

It is now said that Belisario Garcia the highest officer in command of the insurrectos, instead of over a thousand had less than 500 men to hold the town against 1,200 Federals. He expected Juan Cabral with reenforcements from the southwest and Senora Talamenter with 300 men from the south. Last night deserters said Garcia received a report from a scout who got through the Federal nes that Cabral's force had encountered Federals, supposedly those under Col. Chiapa, in the Ajo mountains, southwest of here, and had been cut to pieces Senora Talamentes, "the Joan of Arc of the revolution," never got within sight | Identity Not Known-Initials "H. C. F." and the whereabouts of her force is unknown, if it exists. When this was learned to the Americans.

First Cavalry. Col. Medina was, then In a pocketbook in his coat the only high officer left in the garrison. Agua Prieta at 2 o'clock this morning. graved the initials "H. C. F." It is supposed he led the rebel army away, but in which direction is not definitely from New York to New Rochelle

Medina's brother-in-law is quoted as rebels in Chihushua.

All night long rebel deserters straggled into Douglas without arms and some gave themselves up to the American soldiers. Gen. Garcia was one of the first to surrender to the Americans. With the commander-in-chief gone the garbecame demoralized. Red Lopez another commander, went to Douglas. but did not surrender. At 3 o'clock this morning American insurrectos came across the line and declared they had been sold out.

The retreat of the rebels from Agua Prieta means the loss of all gains made in onora in the last three months if the Federals take advantage of their unexpected victory. The rebels in the outer renches fled in disorder, but the main body of insurrectos retired with their arms and in good order. Lack of provisions, as well as ammunition, severely

handicapped them. The victorious Federal force which occupied the town this morning numbered about 1,200 men. The Federals in reinvesting Agua Prieta came in cautiously, expecting to encounter an ambush of some kind at any moment.

The Government losses in yesterday's fighting may never be known. The Federals declined the assistance of the Red Cross society to-day, saying that the army would care for its own wounded. During yesterday's fighting the Federals removed the killed and wounded to the rear, and it is understood that the dead were buried on the field.

Several bodies of dead rebels were seen on the streets of Agua Prieta this void and that less careless morning. At the bullring there is evidence of desperate fighting. The main towers are literally shot into sieves by the Federal machine guns. At the entrance to the first story of the tower there is a rivulet of drying blood which had poured out through the dogway. Wounded and dead had been piled inside.

Continued on Second Page.

#### DR. HILL'S SUCCESSOR.

Wilson, O'Brien and Sherrill Considere for the Berlin Ambassadorship

WASHINGTON, April 18.-President Taft has several names under consideration for the post of Ambassador to Germany, which will become vacant on July Back—Ghastly Sights in the Town

Loss Heavy on Both Sides—Leaders Surrender to American Troops.

J. O'Brien, Ambassador to Japan, and Charles H. Sherrill, Minister to the Argentine Republic Probably the President will not decide for several weeks Friends of Assistant Secretary Wilson

say that he would prefer to be sent to Berlin. Secretary of State Knoz, it is understood, would like to retain Mr. fund to influence legislation favorable to Wilson in the State Department, but does Sunday baseball. not wish to interfere with Mr. Wilson's personal desires if he is inclined to insist upon a transfer. It is believed that President Taft will hold the vacancy open until an agreement is reached between Mr. Wilson and Secretary Knox. Ambassador O'Brien has been anxious

to leave Tokio for some time becuse the climate there does not agree with his wife. It is understood that Mr O'Brien explained the situation to Presi dent Taft several months ago when he was in this country on leave of absence Mr. O'Brien would welcome a transfer to a European post. Mr. O'Brien's service at Tokio has been especially satisfactory

Mr. Sherrill, who has been Minister to Argentina since April 1, 1909, will not return there. It is understood that he trenches yesterday morning and bayon- has powerful political friends who are etting their own wounded, who had been urging his appointment as Ambassador left on the field under the blazing sun to Germany. Mr. Sherrill is in this country to Berlin Mr. Sherrill may become Assist-

It is probable that there will also be other changes in the diplomatic service

#### Speaker of Minnesota House Threatens to Call on Governor for Troops.

Sr. PAUL, Minn., April 18.-Riotous cenes marked the filibuster in the House to-day when D. P. O'Neill of Thief River orders. The line is effectually blockaded. Falls attacked Representative Thomas Frankson, shook him by the throat and that it be officially proved or discredited. Stone until other members interfered.

Speaker Dunn, finding his gavel power lees to restore order, said he would ask of corruption.
the Governor to hold the State militia Before the in readiness to restore law and order mong the State lawmakers.

A call of the House was demanded on a motion to recall the reapportionment bill from the Senate. While the call was going forward Frankson twitted Portsmouth peace conference, said: "The O'Neill with standing by the cities on Governor's telegram gave the President the Moonan bill and declared that he was to be voted into oblivion.

The representative from Pennington

bers ran from all parts of the chamber. Alex Nelson of Perham forced himself between the struggling men and a dozen members laid hold of each to keep them apart.

The Speaker pounded with his gavel When order was restored to no purpose. the Speaker said:

"The Chair greatly regrets the unfortunate incident that has just occurred. have no information as to who is to blame, nor do I care about that. But, this chamber and it will be, though I should find it necessary to call on the Governor for State troops. I shall notify the Governor to hold in readiness a num-

## DIES IN STREET CAR

on Wedding Ring He Wore.

Shortly before midnight last night a by Garcia the rebel leaders held a council man dressed in evening clothes boarded and differences arose which resulted in a Lexington avenue surface car going Garcia, the commander in chief, cross- north. He told the conductor that he was ing the line unarmed and surrendering ill. The conductor stopped the car at Thirty-fifth street and called a policeman, With Garcia was another officer sup- who summoned an ambulance from Belleposed to be Col. Camberos. They survue Hospital, but before a doctor arrived the man was dead.

scratched the name H. C. Fulton. He went across the line, visited his wife were papers giving the address 155 Lockand daughter, who are in Douglas at his wood avenue, New Rochelle. The man brother-in-law's house, and returned to wore a wedding ring on which were enwere found also two railroad tickets

Coroner Winterbottom ordered the body sent to the East Thirty-fifth street police saying that the army went west. Others station, where it will be held until claimed say they moved eastward to join the by relatives. Death was due to heart failure.

#### MADAME NORDICA TESTIFIES In Photographer's Suit to Recover Money for Pictures of Her.

Mme. Lillian Nordica testified yesterday in the Third District Municipal Court in behalf of her husband, George Young, whom John H. Rocklitz, photographer, is suing for \$63 for photographs of the singer and eleven sittings given

Mme. Nordica said she protested against the sittings, as the day was too dark and she feared the negatives would not come out well. But Rocklitz threw back the shades and seemed anxious to take the pictures, she said. Boston friends were with Mme. Nordica and her husband at

Mr. Young testified that he had not ordered any pictures after seeing the proofs. He declared that Rocklitz had

ordered any pictures after seeing the proofs. He declared that Rocklitz had sold the singer's pictures to newspapers, getting as high as \$20 for them. He had also sent Lady Paget one.

The photographer denied having sold any of the photographs. He said the proofs Mr. Young referred to were finished photographs and he wanted them returned. But counsel for the defence insisted that it is the custom of photographers to furnish mounted proofs to their more noted patrons and offered to produce expert testimony to prove it.

trons and onered to produce expert testimony to prove it.

Justice Sinnott adjourned the trial until next Tuesday. The present trial is a reopening of a default judgment in full with costs granted Rocklitz a week ago by Justice Murray while the singer was away on a concert tour. Socialists Elect Aldermen.

## CANTON, Ill., April 18.-The Socialist

party to-day elected six Aldermen here and the Progressive party three. The Republicans and Democrats united against the Socialists. The proposition to issue \$10,000 bonds to pay a balance due on a sewer extension contract was beaten two

Try a high ball with Antedilavian Whiskey.

It pleases many thousands of good judges of Engraved and printed by Coriles, Macy & Co., whiskey. Luyties Brothers, N. Y.—Ads.

## BASEBALL SCANDAL EXPLODED

THE REV. MR. MILLER ACCUSED OF "ABSOLUTE FALSEHOOD."

He Says His Story of a \$250,000 Corruption Fund Came From G. R. Gould of Albany-Gould Denice It: Insists That He Never Heard of Such a Plot.

ALBANY, April 18 .- Senator James D. McClelland, chairman of the Senate Committee on Privileges and Elections, went to bed to-night feeling sure nobody had been around distributing a \$250,000 boodle

For two hours this afternoon and two nore to-night at a meeting of his committee Senator McClelland cross-examined the Rev. O. R. Miller, superintendent of the New York State Civic League and a registered lobbyist at the Capitol, who told 150 ministers at the Methodist conference at Saratoga on April 7 that he understood a boodle fund of \$250,000 had been raised "by the big baseball clubs of the country to pass the Sunday baseball bill in the Legislature."

The Senate on Monday night adopted a esolution calling upon the Rev. Mr. Miller to give the reason for his assertion and the source of his information. The clergyman said George R. Gould, attached to the circulation department of an Albany morning newspaper, told the story to him. Before the committee to-night city Gould said Mr. Miller's statement was an absolute falsehood."

The committee concluded to report to the Senate to-morrow that there was no foundation in fact for the Civic League man's charges.

Senator T. Harvey Ferris of Oneida, who offered the resolution compelling Mr. Miller to explain; Senator Big Tim Sullivan and Assemblyman McGrath who have Sunday baseball bills in the Legislature, and other members of both houses were wrought up by the story of a \$250,000 boodle fund and they demanded bent him back over the desk of C. E. It is understood that the Committee on Privileges and Elections intends to go after others who make similar charges

> Before the committee this afternoon Mr. Miller said he had not asserted of his own knowledge that a corruption fund of \$250,000 had been raised, but that he understood or had been told that such was the fact. The committee then directed Mr. Miller to reveal the name of his in formant and he said it was George R

> Senators Ferris, C. D. Sullivan and New comb, members of the committee, quessoned Mr. Miller. He admitted that he the Reform Bulletin, of which he is the editor, \$1,000 to place the people on guard against the "nefarious westioners tried to show that Mr. Miller's particular point was to create an impression that tremendous interests were opposing his work and he needed the noney to combat them. He said his annual salary was \$2,000.

which he didn't get always, and that his expenses for his Albany lobbying were she left in a bureau drawer. Lieut. Gilgentlemen, order must be maintained in \$15 to \$25 a week. He denied that he was martin was on hand with the reserves circulating the boodle fund etory for the from the East Twenty-second street his work.

The committee took a recess at 4 o'clock | borhood. arms of the Senate for Mr. Gould.

Gould went to the Capitol voluntarily to-night and faced Mr. Miller, who said he recognized Gould as the man who told him about the boodle fund. Chairman McClelland said:

"Mr. Gould, the Rev. Mr. Miller ha testified that you told him a fund of \$250,-000 had been raised to influence legislation favorable to Sunday baseball is that the fact?" "It is an absolute falsehood," snapped

Gould. "I never told him anything of the kind. I never even heard of such thing until I read his statement made at Saratoga. Mr. Gould said he had discussed Sunda

baseball only once with Mr. Miller and the conversation was confined to the character of a newspaper cartoon which Mr. Gould said, Mr. Miller spoke very bitterly against. Mr. Miller insisted that Gould made the statement.

In answer to a question by Senator Newcomb Mr. Miller admitted that the Gould statement was the only basis he had for his reference to the "boodle fund." The committee will leave it to the Senate as to what will be done with Mr Miller. It was suggested at the meet ing that the Senate should ask the Secretary of State to revoke Mr. Miller's icense as a lobbyist for the Reform Bureau.

## A \$300 HAT STARTED IT.

Owner of the Lid Now Wants \$100,000 Prom Chicago University Authorities.

CRICAGO, April 18.-Miss Esther Mercy. former student of the University of Chicago, where she was not permitted to register after she had made public the loss of valuable aigrettes from a hat valued at \$300, to-day appeared as com-100,000 damages against President Harry Pratt Judson of the university and four women connected with the institu-

The women who are charged with President Judson with conspiring to ruin Miss Mercy's character are Miss Marion Talbot, dean of women; Miss Eva Robinson, secretary of the housing bureau; Mrs A. W. Small, wife of Dean Small, and her sister, Mrs. Florentine Von Massou Von Jahn, wife of the sculptor, A. W. Von Jahn. who is now in Germany at the invitation of Kaiser Wilhelm.

Mrs. Von Jahn kept the boarding house where Miss Mercy lived when she discovered the loss of the aigrettes from her hat. Mrs. Small, according to Miss Mercy's statement, informed the young woman that she would make trouble for her if she made the loss public. Miss Talbot, dean of women of the university. in the language of Miss Mercy's letter to President Judson in defence of her case last January, "persecuted and dogged her. Miss Robinson appeared with Miss Talbot to cross-examine Miss Mercy after the hat episode.

## BITTEN BY CHILD WITH RABIES. Little Girl Dies and Doctors Send Mether GOULD IS BOSS

for Pasteur Treatment. Susie Mandoline, 7 years old, of 3 Went-worth place, North Bergen, one of a dozen children who were bitten in that

town by a supposed mad dog on January 3, died yesterday at her home. Shortly before her death Mrs. Mandoline leaned over her daughter and the child in her convulsions bit her mother in the cheek A doctor ordered Mrs. Mandoline's removal to the Pasteur Institute.

On January 3 a mongrel dog ran amuck in Union Hill and bit a child, after which it scampered into West Hoboken and attacked Miss Mary Cowles, a schoolteache The dog turned up later in front of Public School 3, New Durham, North Bergen, just as the children were coming out and bit a dozen boys and girls. All had their wounds cauterized and most of them took the Pasteur treatment.

## NIGHT ASHMEN.

Experiment to Be Tried in Beginning

An experiment in collecting ashes and garbage at night will be made beginning next Tuesday night in the territory be-tween Canal and Forty-eighth streets west of Broadway and Sixth avenue. It will begin at midnight and Commissioner Edwards hopes to get through by 9 A. M. The police will notify janitors of apartment and tenement houses to have their cans out on the sidewalk before midnight. Districts in Brooklyn and The Bronx will be selected for a similar experiment. If it works well it is the intention of the Mayor to extend it to the whole

#### MAY HOLD BILLINGS LIABLE. Court Decision in Walsh Bank Case Held to Point That Way.

CHICAGO, April 18.-Judge Jesse A Baldwin, sitting in the branch Appellate Court, handed down an opinion to-day in which he upheld the appointment of a receiver for the Chicago National Bank and Home Savings Bank, of which John

R. Walsh was formerly president. The decision to-day grew out of suits begun against C. K. G. Billings and the directors of the banks to prevent the latter from accepting a settlement from Billings in lieu of his alleged liability Billings was formerly a director of the banks. The decision of the branch Appellate Court was pointed out by Attorney Jacob Newman, representing several stockholders, to mean that Billings is liable for losses suffered by stockholders in the sum of \$3,000,000 by reason of his negligence as a director.

## ROBBERY IN A FIRE.

Woman Reports Loss of 8848 and Jewels There was a fire in an apartment hous at 214 East Twentieth street last night and all of the tenants left the house while the firemen fought it. When it was over the tenants returned to their flats. On the

first floor lives Mrs. Elizabeth Flemm with her two children. After examining her rooms Mrs. Flemm reported to the police that she had been robbed of \$545 in cash, and diamond earrings, two diamond rings and two gold lockets, worth altogether, she said, \$1,000 The cash was in a pocketbook which

purpose of getting subscriptions toward station, but neither he nor the others were able to discover any thieves in the neighwhole flat was turned topsy turvy. The

damage to the apartment house was

## FOGASH FOR TAFT TO EAT.

All Alive Now and Imported in Water From Hungary.

Alexander Engländer, who is a member of the Hungarian Republican Club, arwith 100 pounds of live fogash taken from a lake about fifty miles from Budapest by Hungarian-American anglers under the direction of Marcus Braun, president of the Hungarian Republican Club. The fish. which are in metal tanks, will stay aboard the ship until to-day, when it will be decided whether or not they shall be admitted free of duty or shall pay one cent a pound. The fish are to be a part of the recommend a suitable president did no dinner that the club will give to President favor Mr. Bush, who was the candidate of Taft at the Café Boulevard next Wednesday. Marcus Braun expects to get here on Tuesday by the North German Lloyd

#### KING OF SIAM WON'T FLY. Sees a Belgian Aviator Do It, but Doesn't Hanker to Try.

pounds more of fogash.

Luang Sanpakitch, Siamese Minister to Washington, who arrived last evening by the North German Lloyd liner Kaiser Wilhelm der Grosse, said that at Bangkok a Belgian aviator had experimented before the King of Siam. The King said he did not care a continental about the air while in its employ some years ago. I was game, or words to that effect, and that much influenced in my advocacy of his you could bet your life, to use another American phrase with which the Minister is familiar, that he was not going up in the air. There were 500 automobiles in plainant in the Circuit Court in a suit for Bangkok, the Minister said, and more were coming. They were chiefly of American make.

#### BABY NO. 20 ARRIVES. White Now Has Biggest Family in Massachusetts.

BOSTON, April 18.-Mr. and Mrs. John White of Wakefield welcomed into their family to-day a girl baby and thereby increased the family circle to eighteen which is believed to be the largest in Middlesex county or the State. Of twenty children born to them sixteen are living There are three sets of twins. Mr. and Mrs. White, who have been married twenare of French ancestry

## Cruelty to a Policeman.

vesterday before Supreme Court Justice Newburger in a suit for separation brought by his wife, Beatrice, on the ground of cruelty, said that his wife was cruel to him because when he came in from duty and tried to sleep she tickled the soles of his feet. He told her that the first thing she knew he would be broke for sleeping on post, but she tickled him just the same, he said. The court reserved designed.

# OF MO. P. AGAIN

Kuhn-Loeb Interests Get Out When Bush Is Chosen President.

## apprehension of Strife

Breach of Faith, Says Bankers' Side --- Too Much Union Pacific. **Gould Retorts.** 

A long and bitter controversy over the selection of a new president at a meeting of the board of directors of the Missouri Pacific yesterday ended in the election of B. F. Bush, president of the Western Maryland and a Gould man; in the resignations of Paul M. Warburg of Kuhn, Loeb & Co. and Cornelius Venderbilt from the directorate, with seemingly irreconcilable differences between the firm of Kuhn, Loeb & Co. and the American and foreign stockholders represented by it and the Gould party and its

Votes against Mr. Bush were cast by all of the new members of the board elected at the last annual meeting, with whom George J. Gould had made arrangements for the development or rehabilitation of the company. These directors were Paul M. Warburg of Kuhn. Loeb & Co., Cornelius Vanderbilt, Edgar

L. Marston of Blair & Co., E. D. Adams. representative of the Deutsche Bank of Berlin, and Fred T. Gates, representing John D. Rockefeller. Every member of the board was present and votes were cast for Mr. Bush by George J. Gould. E. T. Jeffery, Edwin Gould, Kingdon Gould, E. B. Pryor, S. F. Pryor, C. S. Clarke and R. Lancaster Williams, the Gould party outvoting the opposition 8 to 5.

The election of Mr. Bush was carried despite the fact that the majority of the special committee appointed to select a president as successor to Mr. Gould reported against Mr. Bush. This committee was appointed on March 21 at the first meeting of the directors following the annual meeting at which the new directors were elected. Mr. Gould in a formal statement then expressed the power of the committee and the relations between the various interests as follows:

The board appointed a special committee, consisting of Messrs. George J. Gould, Fred T. Gates and E. D. Adams, to select in their discretion a president for the properties, subject of course to the approval
of the board. It is hoped by all the interests that the stories and reports of discord be-tween Mr. Gould and those he has invited Mrs. Flemm was positive that the rob- are without foundation in fact, and can only pery had occurred during the fire, for the serve to injure the credit of the properties which it is the united intention of all in terested to upbuild.

After the meeting yesterday the state ments were of different tenor. That from Kuhn, Loeb & Co. implied that Mr. Gould had broken faith, and it was reported that very direct charges of breach of fairn were made at the board meeting. Mr. Gould said he had disagreed with Kuhn, Loeb & Co. because of the interest of tha rived last evening from his native land firm in Union Pacific, a competitor of the Gould Western lines. Kuhn, Loeb & Co had this to sav:

At a meeting of the board of directors of the Missouri Pacific Railway Compan-held this afternoon B. F. Bush was elected president of the company of the special committee, consisting Messrs. Gates. Adams and Gould, appoints a by the board immediately after the annual election in February last to consider and the Gould interests; but he wa neverthe less elected to-day through the predomi-nancy in the board of the latter interests on Tuesday by the North German Lloyd and against the votes of Measts. Gates, liner Kronprinzessin Cecilie with 250 Adams, Vanderbilt, Warburg and Marston In consequence Messrs. Paul M. Warburg and Cornelius Vanderbilt, deeming is impracticable to accomplish under prevailing conditions the purposes which prompted them to enter the board and unwilling to share responsibility in the management of the company under these cir-cumstances, have resigned as directors.

This is Mr. Gould's statement: The board has, I think, made a wise choice in slecting B. F. Bush as president He is familiar with conditions on the line and with the affairs of the company, gained election by the results he has attained in the administration of the Western Maryland property and by the esteem in which I knew he was held by Mr. Rockefeller, who is so largely interested in the Western Maryland and who next to our family is the largest stockholder in Missouri Pacific. Kuhn. Loeb & Co. have stated that in case of Mr. Bush's election to the presiden

would abandon their relations to the Missouri Pacific as bankers.

My personal relations with the several members of Kuhn, Loch & Co. have been so pleasant that I was reluctant to conclude that the continuance of that firm as bankers for the property was not to the corpora-tion's best interests. I part with them with personal regret, but their interests in the Union and Southern Pacific, both es-sentially competitive lines to the Missouri Pacific, made a continuance of their rela-tionship as bankers in my judgment inadvisable for the stockholders of the Missouri ty-four years, are natives of Canada and years of French ancestry when they advocated the election of ex-Gov. David Francis to the presidency of the property I could not but feel that their influence was not a helpful one for the Henry P. Rado, a policeman, testifying property, for though Gov. Francis has my respect as a public man his efficiency as a railroad operator was not quite as

of parent to me. Mr. Gould would add nothing to his formal statement, but a Wali Street man who sometimes acts as Mr. Gould's re--resentative replied to the question why Mr. Gould, long knowing Kuhn, Loeb & Co. to be heavily interested in the Union Pacific system, had made an agreement